



Application No. 09/905,713
Attorney Docket No. 0267-1904

6-1-21-05

Patent

IFW

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Augusta D. Rogers
Augusta D. Rogers

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Frantz Germain et al.
Serial No.: 09/905,713
Date Filed: March 19, 2001
For: **LOCKOUT MECHANISM FOR RESIDUAL CURRENT DEVICES**
Group Art Unit: 2832
Confirmation No.: 8450
Examiner: Lincoln D. Donovan

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to Applicant's duty of disclosure, the information listed in the attached form PTO/SB/08A is brought to the attention of the Examiner. Copies of the foreign references are provided.

U.S. PATENT AND TRADEMARK OFFICE
SEARCHED
INDEXED
MAILED

It is respectfully requested that the information cited in the attached Form PTO-SB/08A be considered by the Examiner in connection with the above-identified patent application, and that such art be made of record in said application.

REFERENCES

Applicants would also like to bring the Examiner's attention to the following commonly owned co-pending U.S. Letters Patents and Pending Patent Applications:

Patent No.: 6,437,700	issued : 08/20/2002
Serial No.: 09/812,875	filed : 03/20/2001
Patent No.: 6,771,152	issued : 08/03/2004
Serial No.: 10/909,610	filed : 08/02/2004
Patent No.: 6,671,145	issued : 12/30/2003
Serial No.: 10/747,484	filed : 12/29/2003
Patent No.: 6,693,779	issued : 02/17/2004
Patent No.: 6,288,882	issued : 09/11/2001
Patent No.: 6,717,782	issued : 06/04/2004
Patent No.: 10/818,626	issued : 04/05/2004
Patent No.: 6,282,070	issued : 08/28/2001
Patent No.: 6,646,838	issued : 11/11/2003
Serial No.: 10/702,571	filed : 11/11/2003
Patent No.: 6,381,112	issued : 04/30/2002
Serial No.: 09/812,601	filed : 03/20/2001 (abandoned)
Serial No.: 10/613,667	filed : 07/03/2003

Patent No.: 6,040,967	issued : 03/21/2001
Serial No.: 10/724,973	filed : 12/01/2003
Serial No.: 10/702,571	filed : 11/06/2003
Patent No.: 6,657,834	issued : 12/02/2003
Serial No.: 09/175,228	filed : 10/20/1998 (abandoned)
Patent No.: 6,246,558	issued : 06/12/2001
Patent No.: 6,437,953	issued : 08/20/2002
Serial No.: 10/223,284	filed : 08/19/2002
Serial No.: 10/166,337	filed : 03/21/2001
Serial No.: 10/613,667	filed : 07/03/2003
Serial No.: 09/812,288	filed : 03/20/2001
Serial No.: 09/531,990	filed 03/20/2000 (abandoned)
Serial No.: 10/166,338	filed 03/21/2001
Serial No.: 09/829,339	filed 04/09/2001
Serial No.: PCT/US99/19319	publication date: 03-02-2000
Serial No.: PCT/US00/22955	publication date: 03-01-2001
Serial No.: PCT/US01/32562	publication date: 04-25-2002
Serial No.: 09/813,683	filed : 03/21/2001
Serial No.: 10/779,211	filed : 02/13/2003

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that these items are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search.

The filing of this Information Disclosure Statement is not an admission that the information cited herein is, or is considered to be, material to patentability or available as prior art.

The Commissioner is hereby authorized to charge the \$180.00 fee for submission of an Information Disclosure Statement required by 37 C.F.R. § 1.17(p) to Deposit Account No. 12-1185 of Leviton Manufacturing Co., Inc. Fee Transmittal (PTO/SB/17) in duplicate is attached.

The Commissioner is also hereby authorized to charge any extra fees which may be required and/or credit any overpayment to Deposit Account No. 12-1185 of Leviton Manufacturing Co., Inc. A duplicate copy of this sheet is enclosed for that purpose.

Early and favorable consideration of the case is respectfully requested.

Dated: January 18, 2005

Respectfully submitted,



Paul J. Sutton, Esq.
Registration No. 24,201
Attorney for Applicants
Greenberg Traurig, LLP
200 Park Avenue
New York, New York 10166
Tel. (212) 801-2108

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Effective on 12/08/2004.

Pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)
180.00

Complete if Known

Application Number	09/905,713
Filing Date	March 19, 2001
First Named Inventor	Frantz Germain et al.
Examiner Name	Lincoln D. Dovonan
Art Unit	2832
Attorney Docket No.	0267-1904

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____

Deposit Account Deposit Account Number: 12-1185 Deposit Account Name: Leviton Manufacturing Co.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayments of fee(s) Credit any overpayments
 under 37 CFR 1.16 and 1.17

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

<u>Application Type</u>	<u>FILING FEES</u>		<u>SEARCH FEES</u>		<u>EXAMINATION FEES</u>		
	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fees Paid (\$)</u>
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)

<u>Fee (\$)</u>	<u>Small Entity</u>
50	25
200	100
360	180

Each independent claim over 3 (including Reissues)

200

Multiple dependent claims

360

<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Multiple Dependent Claims</u>
- 20 or HP =	x	=		<u>Fee (\$)</u> <u>Fee Paid (\$)</u>

HP = highest number of total claims paid for, if greater than 20.

<u>Indep. Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Multiple Dependent Claims</u>
- 3 or HP =	x	=		<u>Fee (\$)</u> <u>Fee Paid (\$)</u>

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
- 100 =	/ 50 =	(round up to a whole number) x	=	

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

Other (e.g., late filing surcharge): Information Disclosure Statement

\$180.00

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 24, 201	Telephone 212.801.2108
Name (Print/Type)	Paul J. Sutton		Date 01/18/2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1

of 15

Complete if Known

Application Number	09/905,713
Filing Date	March 19, 2001
First Named Inventor	Frantz Germain
Art Unit	2832
Examiner Name	Lincoln D. Donovan
Attorney Docket Number	0267-1904

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (<i>if known</i>)			
1	US- 4,034,266		07-1977	Virani et al.	
2	US- 4,802,052		01-1989	Brant et al.	
3	US- 6,693,779		02-2004	DiSalvo, Nicholas L.	
4	US- 5,223,810		06-1993	Van Haaren	
5	US- 5,224,006		06-1993	MacKenzie et al.	
6	US- 5,594,398		01-1994	Marcou et al.	
7	US- 5,805,397		09-1998	MacKenzie	
8	US- 5,875,087		02-1999	Spencer et al.	
9	US- 6,282,070		08-2001	Ziegler et al.	
10	US- 6,437,953		08-2002	DiSalvo et al.	
11	US- 6,437,700		08-2002	Herzfeld et al.	
12	US- 6,671,145		12-2003	Germain et al.	
13	US- 6,288,882		09-2001	DiSalvo et al.	
14	US- 6,646,838		11-2003	Ziegler et al.	
15	US- 6,381,112		04-2000	DiSalvo	
16	US- 6,040,967		03-2000	DiSalvo	
17	US- 6,657,834		12-2003	DiSalvo	
18	US- 5,625,285		04-1997	Virgilo et al.	
19	US- 5,637,000		06-1997	Osterbrock et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (<i>if known</i>)				
1	PCT/US99/19319		03-2000	Leviton Manufa.		
2	PCT/US00/22955		03-2001	Leviton Manufa.		
3	PCT/US01/32562		04-2002	Leviton Manufa.		
4	WO 96/01484 A		01-1996	Power Breaker P		
5	EP 0 526 071 A		02-1993	PDL Holdings Lt		
6	Australian No 759587		07-2003	Leviton Manufa.		

Examiner Signature		Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449/PTO

Complete if Known**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 12

of 15

Application Number	09/905,713
Filing Date	March 19, 2001
First Named Inventor	Frantz Germain
Art Unit	2832
Examiner Name	Lincoln D. Donovan
Attorney Docket Number	0267-1904

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
20	US- 5,517,165		05-1996	Cook	
21	US- 5,661,623		08-1997	McDonald et al.	
22	US- 5,956,218		09-1999	Berthold	
23	US- 4,521,824		06-1985	Morris et al.	
24	US- 5,229,730		07-1993	Legatti et al.	
25	US- 5,477,412		12-1995	Neiger et al.	
26	US- 5,956,218		09-1999	McDonald et al.	
27	US- 5,875,087		02-1999	Spenser et al.	
28	US- 5,148,344		09-1992	Astley et al.	
29	US- 3,702,418		11-1972	Robert Obenhaus	
30	US- 4,574,260		03-1986	Terry E. Franks	
31	US- 5,805,397		09-1998	Raymond MacKenzie	
32	US- 3,309,571		03-1967	Clyde Gilker	
33	US- 3,538,477		11-1970	Walters et al.	
34	US- 3,872,354		03-1975	Nestor et al.	
35	US- 3,949,336		04-1976	Robert E Dietz	
36	US- 4,034,360		07-1977	Ronald G. Munroe	
37	US- 4,223,365		12-1977	Richard J. Moran	
38	US- 4,316,230		02-1982	James E. Hansen	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
7	UK 830,018		03-1960	Michael Gerrad		
8	UK 2,207,823		02-1989	Ian Pickering		
9	GB 2,290,181 A		12-1995	John A. Pollman		

Examiner Signature	Date Considered
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Sheet 3of 5

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		Number-Kind Code ² (<i>if known</i>)			
39	US-	5,418,678	05-1995	McDonald	
40	US-	6,717,782	04-2004	DiSalvo et al.	
41	US-	6,246,558	06-2001	DiSalvo et al.	
42	US-	6,040,967	03-2000	DiSalvo, Nicholas L.	
43	US-	6,324,043	11-2001	Turner David Curtis	
44	US-	5,665,648	08-1997	James L. Rosen	
45	US-	6,590,753	07-2003	David A. Finlay	
46	US-	6,252,407	06-2001	Bernard Gershen	
47	US-	6,226,161	05-2001	Bernard Gershen	
48	US-	6,052,265	04-2000	Zaretsky et al.	
49	US-	5,706,155	01-1998	Benjamin Neiger et al.	
50	US-	5,729,417	03-1998	Benjamin Neiger et al.	
51	US-	5,541,800	07-1996	John Misencik	
52	US-	6,252,407	06-2001	Bernard Gershen	
53	US-	6,771,152	08-2004	Frantz Germain et al	
54	US-	4,063,299	12-1977	Ronald G. Munroe	
55	US-	5,617,284	04-1997	Paradise	
56	US-	6,309,248	10-2001	King Gerald N.	
57	US-	D462,660	09-2002	Huang et al.	

FOREIGN PATENT DOCUMENTS

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Sheet 4of 5**Complete if Known**

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58	US- 4,442,470	04-1984	John J. Misencik		
59	US- 5,555,150	09-1996	Newman		
60	US- 4,567,456	01-1986	Raymond H. Legatti		
61	US- 4,578,732	03-1986	Charles W. Draper		
62	US- 4,631,624	12-1986	Dorak et al.		
63	US- 4,979,070	12-1990	Lawrence E. Bodkin		
64	US- 5,815,363	09-1998	Wai Hang Chu		
65	US- 5,825,602	10-1998	Tosaka et al.		
66	US- 5,844,765	12-1998	Kato et al.		
67	US- 5,943,198	08-1999	Hirsh et al.		
68	US- 6,580,344	06-2003	Li Chengli		
69	US- 6,621,388	09-2003	Macbeth Bruce F.		
70	US- US-2003-0151478	08-2003	Rodasaljevic et al.		
71	US- 5,202,662	04-1993	Bienwald et al.		
72	US- 4,086,549	04-1978	Slater et al.		
73	US- 4,237,435	12-2004	David a. Cooper et al.		
74	US- 4,595,894	06-1986	Doyle et al.		
75	US- 4,901,183	02-1990	Lee		
76	US- 5,694,280	12-1997	Zhou		

FOREIGN PATENT DOCUMENTS

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Examiner
SignatureDate
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Sheet 15

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Examiner Name	Lincoln D. Donovan

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77	US- 5,847,913		12-1998	Turner et al.	
78	US- 4,967,308		10-1990	Morse, Milton	
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